

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, DECEMBER 7, 2004
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, November 30, 2004. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).

- 2) **SPECIAL PRESENTATIONS:**
 - A. Presentation of the County-City Volunteer of the Month Award to Denise Otto for her services with Urban Development.

 - B. Presentation of the Commissioners Award of Excellence for the month of October to Sgt. Melanie Bailey with the Corrections Department.

 - C. Presentation of the Commissioners Award of Excellence for the month of November to Karen Wedding with Cooperative Extension.

- 3) **PUBLIC COMMENT:** The public comment period is limited to thirty (30) minutes in duration and each speaker is limited to five (5) minutes. These time limits may be extended at the discretion of the County Board Chair. Comments will be limited to items on the agenda.

- 4) **CLAIMS FOR REVIEW:**
 - A. Payment Voucher 782-6651, dated October 27, 2004 - Families First and Foremost has requested payment to Visinet, Inc., in the amount of \$203.29. Payment is for services received during January, 2004. Claim is beyond the 90 time period (see Neb. Rev. Stat. §23-135).

 - B. Payment Voucher 782-6627, dated October 26, 2004 - Families First and Foremost has requested payment to Kevin and Sarah Steele, in the amount of \$524. Payment is for foster care and respite services provided in May and June, 2004. Claim is beyond the 90 day time period (see Neb. Rev. Stat. §23-135).

**IF YOU ARE HERE TO PARTICIPATE ON AN ITEM AND NEED SPECIAL
CONSIDERATION BECAUSE OF A SCHEDULE CONFLICT OR SOME OTHER ITEM,
PLEASE LET THE CLERK KNOW PRIOR TO THE MEETING SO WE MAY
ACCOMMODATE YOUR NEEDS.**

4) **CLAIMS FOR REVIEW CONTINUED:**

- C. Payment Voucher 782-6621, dated October 26, 2004 - Families First and Foremost has requested payment to the Child Saving Institute, in the amount of \$3,547.50. Payment is for emergency shelter services provided in May and June, 2004. Claim is beyond the 90 day time period (see Neb. Rev. Stat. §23-135).
- D. Payment Voucher 782-6683, dated November 2, 2004 - Families First and Foremost has requested payment to OMNI Behavioral Health, in the amount of \$975. Payment is for services provided in April, 2004. Claim is beyond the 90 day time period (see Neb. Rev. Stat. §23-135).
- E. Payment Voucher 782-6727, dated November 9, 2004 - Families First and Foremost has requested payment to Elvira Kobza, in the amount of \$332. Payment is for foster care and respite services provided in July, 2004. Claim is beyond the 90 day time period (see Neb. Rev. Stat. §23-135).
- F. Payment Voucher 782-6636, dated October 26, 2004 - Families First and Foremost has requested payment to Mohammed Siddiq, in the amount of \$20. Payment is for interpreting services proved on June 25, 2004. Claim is beyond the 90 day time period.

4) **CLAIMS:** Approval of all claims processed through Tuesday, December 7, 2004.

5) **PUBLIC HEARINGS:**

- A. County Final Plat 03028, The Preserve at Cross Creek, requested by Brian D. Carstens and Associates on behalf of Land II, L.L.C., consisting of 15 lots on property generally located at South 68th Street and Roca Road in Lancaster County, Nebraska. (See New Business Items 7A and 7B for correlating documentation.)
- B. Continuation of a public hearing regarding Comprehensive Plan Amendment 04020, requested by the Director of Planning on behalf of the Nebraska Department of Roads, to amend the Mobility and Transportation element of the 2025 Lincoln/Lancaster County Comprehensive Plan, to upgrade U.S. Highway 77/West Bypass from an expressway to freeway status beginning at the planned South Beltway interchange just south of Saltillo Road and ending at Interstate 80. (See Old Business Item 6A for correlating resolution.)

6) **OLD BUSINESS:**

- A. A resolution in the matter of Comprehensive Plan Amendment 04020, by the Director of Planning, on behalf of the Nebraska Department of Roads, to upgrade U.S. Highway 77/West Bypass from an expressway to freeway status, as provided in Exhibit "A". (R-04-0113)

7) **NEW BUSINESS:**

- A. A resolution in the matter of County Final Plat 03028, The Preserve at Cross Creek, requested by Brian D. Carstens and Associates on behalf of Land II, L.L.C., consisting of 15 lots on property generally located at South 68th Street and Roca Road in Lancaster County, Nebraska. (R-04-0146)
- B. A subdivision agreement with Land II, L.L.C., filed by Brian D. Carstens and Associates, for County Final Plat 03028, The Preserve at Cross Creek, on property generally located at South 68th Street and Roca Road in Lancaster County, Nebraska. (C-04-0591)
- C. Election of Chair and Vice Chair for the Lancaster County Board of Commissioners for 2005.
- D. A resolution in the matter of authorizing the County Clerk to issue payments while the County Board is adjourned. (R-04-0147)
- E. A resolution in the matter of transferring funds from the General Fund and the other Self Insurance Loss Fund to the Debt Service Fund, in the amount of \$3,100,000. (R-04-0148)
- F. An agreement between the Lancaster County Youth Services Center and the State of Nebraska, Department of Health and Human Services for detention services for youth committed to, or placed with the State's Office of Juvenile Services. The County will be paid \$202 per youth per day. Term of the agreement is October 1, 2004 through September 30, 2005. (C-04-0592)
- G. Recommendation from the Purchasing Agent and the Lancaster Manor Administrator to ratify a lease contract with Alternative Business Systems (ABS) using CitiCapital Financing for one digital photocopier system including buy-out of the old lease. Term of the lease is 60 months. The amount of the lease is \$1,373.70 per month for 57,000 copies per month at a cost-per-copy of \$.0241. Included with the lease is an amendment stating that Nebraska law governs the lease agreement and a non-appropriation of funds addendum. (C-04-0593)
- H. A maintenance agreement with Alternative Business Systems (ABS) for a Konica 7255 digital photocopier system utilized by Lancaster Manor. The cost for the maintenance is included in the 60 month lease agreement with ABS (financed by CitiCapital). (C-04-0594)
- I. An agreement with Sandra Findley for substance abuse education and intervention classes to participants in the pretrial release program. The County will pay up to \$11,200 for the services. Term of the agreement is November 1, 2004 through June 30, 2005 and includes a 30 day termination provision. (C-04-0595)

7) **NEW BUSINESS CONTINUED:**

- J. Recommendation from the Purchasing Agent and County Engineer to award a bid to Wick's Sterling Trucks, Inc. for four, 56,000 GVWR (LT7501) cab and chassis trucks, in the amount of \$53,875 per truck, complete with Option 27 for one each rear spare wheel less tire. Total amount of the award is \$216,400. (B-04-0055)
- K. Recommendation from the Purchasing Agent and Corrections to award an order from a State contract (CA#6100) to Husker Auto Group, in the amount of \$23,836, for one, 2004 one ton fifteen passenger full-size van. (B-04-0056)
- L. Approval of office policy for letters for County Board signature/use of County Board letterhead.
- M. Reappointment of Bernie Heier to the District Energy Corporation Board of Directors for a two year term beginning January 1, 2005.

8) **CONSENT ITEMS:** These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

- A. Receive and Place on File:
 - 1. County Clerk's Monthly Report for November, 2004.
 - 2. Clerk of the District Court's Monthly Report for November, 2004.
 - 3. Certification of County Highway Superintendent for Determining Incentive Payment.
 - 4. Independent Auditors' Report for the year ended June 30, 2004 for the Lancaster County Community Mental Health Center.
- B. Setting of public hearings for Tuesday, December 21, 2004 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building:
 - 1. **County Change of Zone 04074**, from AG Agricultural District to AGR Agricultural Residential District, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska.
 - 2. **County Special Permit 04058, Lakewood Hills Community Unit Plan**, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage units, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska.
 - 3. **County Preliminary Plat 04028, Lakewood Hills**, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage lots, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska.
 - 4. **County Final Plat 04126, Lakewood Hills**, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage lots, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska.

8) **CONSENT ITEMS CONTINUED:**

5. **County Special Permit 04048, Adams Street Acreages Community Unit Plan**, requested by Lyle Loth of ESP on behalf of James M. Buel, for four residential acreages, on property generally located one-half mile east of North 148th and Adams Streets in Lancaster County, Nebraska.

6. **County Preliminary Plat 04022, Adams Street Acreages**, requested by Lyle Loth of ESP on behalf of James M. Buel, for four residential acreage lots, on property generally located one-half mile east of North 148th and Adams Streets in Lancaster County, Nebraska.

B. Request from the following individuals to voluntarily participate in the County's retirement plan having met the requirements:

- Tori L. Allen, an employee with Lancaster Manor.
- Amanda M. Hertzler, an employee with Records and Information Management

C. A right-of-way contract relating to road improvements between the Lancaster County Engineering Department and Jerome L. and Elizabeth S. Dalton, in the total amount of \$3,863.13, on Old Cheney Road from South 148th to South 190th Streets; Project C55-Q-407(2). (2 contracts) (C-04-0596 and C-04-0597)

9) **EMERGENCY ITEMS AND OTHER BUSINESS:**

10) **ANNOUNCEMENTS:**

A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, December 9, 2004 beginning at 9:30 a.m. in Room 113 on the first floor of the County-City Building.

B. Public hearings will be held on Tuesday, December 14, 2004 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding the following:

1. **County Preliminary Plat 04023, Fisherman's Landing**, requested by Brian D. Carstens and Associates on behalf of Pendel, Inc., for eleven residential acreage lots on property generally located northwest of the intersection of South 176th Street and Firth Road in Lancaster County, Nebraska.

2. **County Special Permit 04049, Fisherman's Landing Community Unit Plan**, requested by Brian D. Carstens and Associates on behalf of Pendel, Inc., for eleven residential acreages on property generally located northwest of the intersection of South 176th Street and Firth Road in Lancaster County, Nebraska.

C. The Lancaster County Board of Commissioners meeting which is broadcast live at 1:30 p.m. on Tuesdays will be rebroadcast tonight at 6:30 p.m. and again on Saturday afternoon immediately following the City Council meeting rebroadcast on 5 City-TV, Cable Channel 5. In addition, this meeting may be viewed on the Internet 24 hours a day at <http://www.lancaster.ne.gov>. Click on 5 City-TV Video On Demand.

11) **PENDING:**

- A. Public hearing regarding County Change of Zone 04053, from AG Agricultural District to AGR Agricultural Residential District, requested by Mark Hunzeker on behalf of Wapiti Enterprises, Inc., on property generally located at the southeast corner of Southwest 40th Street and Rokeby Road in Lancaster County, Nebraska. (Recessed on September 28, 2004.)

12) **ADJOURNMENT:**

This agenda, which is kept continually current, is available for inspection in the office of the County Clerk in Lancaster County, Nebraska.

NOTE: Interpreters for the hearing impaired are available at the meetings of the County Board upon request. Please contact the County Clerk's Office at 441-7481 at least 48 hours prior to the meeting if this accommodation is required, or if you have any other special communication needs requiring assistance. Telex Sound Masters are also available for audio enhancement during the meeting.

The Board of Commissioners Agenda and Minutes may be accessed on the Internet at <http://www.lancaster.ne.gov> on the County Clerk's website.

AGENDA
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, DECEMBER 7, 2004
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, November 30, 2004. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).

- 2) **PUBLIC COMMENT:** The public comment period is limited to thirty (30) minutes in duration and each speaker is limited to five (5) minutes. These time limits may be extended at the discretion of the County Board Chair. Comments will be limited to items on the agenda.

- 3) **ADDITIONS AND DEDUCTIONS:**

Approval of 4 additions and deductions to the tax assessment rolls per Exhibit A.

- 3) **MOTOR VEHICLE TAX EXEMPTIONS:**

Rosemont Alliance Church
VITAL Services, Inc.

- 4) **ADJOURNMENT:**

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